

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF OKLAHOMA

FILED

ALAN NOWLIN,

Petitioner,

v.

GREG PROVENCE, Warden,

Respondent.

OCT 23 2008

William B. Guthrie
Clerk, U.S. District Court

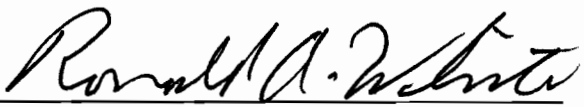
By _____ Deputy Clerk

No. CIV 04-228-RAW

ORDER GRANTING LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner, a prisoner seeking to commence an appeal to the Tenth Circuit Court of Appeals, has filed a motion for leave to proceed *in forma pauperis* and supporting statement of institutional accounts. Having reviewed the motion, the Court finds petitioner lacks sufficient funds to prepay the filing fee pursuant to Local Rule 3.5(b). Petitioner's motion, therefore, is granted, and petitioner is authorized to proceed without prepayment of the filing fee.

IT IS SO ORDERED this 23rd day of October 2008.


RONALD A. WHITE
UNITED STATES DISTRICT JUDGE